



JOHN BEL EDWARDS
GOVERNOR

**IN RE: HAN D. PHAM
NO. P040072644**

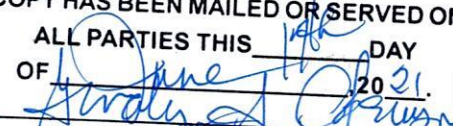
ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of June 17, 2021. The Hearing Officer's order dated May 27, 2021, based on the "Joint Motion for Approval of Compromise and Settlement Agreement" in the matter of the "Notice of Recommendation of Administrative Action", by and between Han D. Pham, No. P040072644, and the State of Louisiana, Department of Public Safety and Corrections, Office of State Police, which is attached hereto and incorporated herein, is **APPROVED**.

THUS DONE AND SIGNED on this the 17th day of *June*, 2021.



LOUISIANA GAMING CONTROL BOARD

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 17th DAY
OF June 2021.


APPEAL DOCKET CLERK

RECEIVED

By GERALYN A. COLEMAN at 2:41 pm, May 27, 2021

RECEIVED

MAY 26 2021

LA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

RE: HAN D. PHAM

CASE NO.: P040072644

JOINT MOTION FOR APPROVAL OF COMPROMISE AND
SETTLEMENT AGREEMENT

TO THE HONORABLE ADMINISTRATIVE HEARING OFFICER:

NOW COME the State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter, the "Division") and Han D. Pham (hereinafter, "Permittee"), who file this Joint Motion for Approval of Compromise and Settlement Agreement, and in support thereof would respectively show unto the Hearing Officer as follows:

1.

The Division and Permittee are desirous of compromising and settling all disputes between them relative to the referenced administrative proceeding. In connection therewith, the parties have entered into a Compromise and Settlement Agreement, which by its terms will become effective upon approval by the Administrative Hearing Office and the Louisiana Gaming Control Board.

2.

A true and correct copy of the proposed Compromise and Settlement Agreement is attached hereto as Exhibit "A" and incorporated by reference for all purposes.


TRUE COPY


Representative
Louisiana Gaming Control Board

WHEREFORE, PREMISES CONSIDERED, the Division and Permittee respectfully request that this Honorable Administrative Hearing Officer approve the parties' Compromise and Settlement Agreement.

Respectfully Submitted,

JEFF LANDRY,
ATTORNEY GENERAL

By: 
Han D. Pham
7787 Antebellum Ave
Baton Rouge, LA 70820

By: 
Lekiesha James, Bar Roll #34323
Assistant Attorney General
1885 North Third Street, 5th Floor
Baton Rouge, Louisiana 70802
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Facsimile: (225) 326-6599
Counsel for the Office of State Police

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

RE: HAN D. PHAM

CASE NO.: P040072644

COMPROMISE AND SETTLEMENT AGREEMENT

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter, the "Division") and Han D. Pham (hereinafter, "Permittee"), do hereby represent and agree as follows:

WHEREAS, the Louisiana Gaming Control Board has sent a Notice of Recommendation of Administrative Action to Permittee, which Notice contains allegations of certain violations of Louisiana Gaming Control Law; and

WHEREAS, the issues raised by said Notice were set for hearing before the Louisiana Gaming Control Board Administrative Hearing Office on May 12, 2021.

WHEREAS, on the date of the Hearing on May 12, 2021, in lieu of a formal hearing, Permittee stipulated to the allegations in said Notice;

WHEREAS, the Division and Permittee are desirous of fully and finally compromising and settling all issues and disputes arising out of and in connection with said Notice;

NOW, THEREFORE, in consideration of the foregoing, the parties hereto do hereby agree and stipulate as follows:

STIPULATIONS

1. Han D. Pham ("Permittee") holds a non-key gaming employee permit, number P040072644. He resides at 7787 Antebellum Ave., Baton Rouge, Louisiana 70820.
2. On April 21, 2020, Permittee was arrested by the East Baton Rouge Parish Sheriff's Office for violating La. R.S. 14:67, *Theft*.
3. In a letter dated March 16, 2021, the East Baton Rouge District Attorney's Office stated that no charges will be filed against Permittee regarding the April 21, 2020 incident.
4. Permittee failed to timely notify the Division of his arrest, in violation of La. LAC 42:III.2901(B)(4)(a) and (c).

TERMS AND CONDITIONS

1. In lieu of administrative action, Permittee will pay a penalty of **FIVE HUNDRED and 00/100 (\$500.00) DOLLARS** for his violation of LAC 42:III.2901(B)(4)(a) and (c).
2. The Division hereby agrees that payment of a total penalty of **FIVE HUNDRED and 00/100 (\$500.00) DOLLARS** shall be in full and final settlement of all matters set forth in the Notice of Recommendation of Administrative Action.
3. The Division reserves the right to take into consideration this admitted violation in connection with any future investigation, violation or assessment of penalty and in connection with any future assessments of Permittee's suitability.
4. The terms of this Compromise and Settlement Agreement shall be interpreted under the laws of the State of Louisiana.

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

RE: HAN D. PHAM

CASE NO.: P040072644

ORDER

BE IT REMEMBERED that on the 27th day of May, 2021, came for consideration the Joint Motion for Approval of Compromise and Settlement Agreement, and the parties having appeared by and through their respective attorneys of record or representing themselves, and the Hearing Officer having considered the pleadings on file, the proposed Compromise and Settlement Agreement, and the said Motion, and it appearing to the Hearing Officer that the said Compromise and Settlement Agreement should be approved; it is, therefore,

ORDERED, ADJUDGED, AND DECREED that the Compromise and Settlement Agreement attached to the parties' Joint Motion for Approval of Compromise and Settlement Agreement be, and the same is hereby, **APPROVED**; that HAN D. PHAM must pay **FIVE HUNDRED and 00/100 (\$500.00) DOLLARS** to the Division within fifteen (15) days of approval by the Louisiana Gaming Control Board. Failure to do so shall result in the immediate suspension of the gaming permit without the necessity of any further administrative action until such time as the penalty is paid in full.

SIGNED AND ENTERED this 27th day of May, 2021, in Baton

Rouge, Louisiana.

LOUISIANA GAMING CONTROL BOARD
HEARING OFFICE

I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 27 DAY
OF May, 2021.

Granny Bator
DOCKET CLERK, ADMIN. HEARING OFFICE

cc: Han D. Pham
Lakiesha James
Sgt. Eddie Daugh

Suzan S. Ponder

SUZAN S. PONDER
HEARING OFFICER

A TRUE COPY ATTEST
LOUISIANA GAMING CONTROL BOARD
HEARING OFFICE

BATON ROUGE, LA. 5/27/21

Granny Bator
DOCKET CLERK, ADMINISTRATIVE HEARING OFFICE